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Atty. Docket: ITW-13971

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Basil C. Linton et al. : Group Art Unit: 3727

Serial No.: 10/602,784 : Examiner: Hylton, R.A.

Filed: June 24, 2003

Title: RECLOSABLE BAG HAVING WICKET FLAP
AND SLIDER-ACTUATED STRING ZIPPER

Hon. Commissioner for Patents
Alexandria, VA 22313-1450

RESPONSE TO NON-FINAL OFFICE ACTION

Sir:

This is in response to the Office Action dated October 5, 2005 in the above-referenced patent application.

In ¶ 3 of the action, claims 1-3, 5-12, 27-33, and 42 were provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 10, 12-14, 24-27, and 29-31 of U.S. Patent Application Publ. No. 2004/0161170 in view of Arnell (US 5,851,071) and Ausnit et al. (US 2004/0136618). That published patent application has now issued as U.S. Patent No. 6,942,608.

The action indicates that the provisionally rejected claims would be allowable upon the timely filing of a terminal disclaimer.

In response to the provisional obviousness-type double patenting rejection, the Applicants are submitting herewith a Terminal Disclaimer disclaiming the terminal part of the

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